

SENATE/HOUSE FILE _____
BY (PROPOSED DEPARTMENT OF
HUMAN SERVICES BILL)

A BILL FOR

1 An Act relating to record checks of personnel in child care
2 facilities.

3 BE IT ENACTED BY THE GENERAL ASSEMBLY OF THE STATE OF IOWA:

DRAFT

1 Section 1. Section 237A.5, subsection 2, paragraph c, Code
2 2011, is amended to read as follows:

3 c. Unless a record check has already been conducted in
4 accordance with paragraph "b", the department shall conduct
5 a criminal and child abuse record check in this state for a
6 person who is subject to a record check and may conduct such a
7 check in other states. In addition, the department may conduct
8 a dependent adult abuse, sex offender registry, or other public
9 or civil offense record check in this state or in other states
10 for a person who is subject to a record check. The department
11 may adopt rules specifying the duration that a record check
12 conducted under this paragraph, in the public interest, shall
13 be considered valid and specifying criteria, in the public
14 interest, under which the record check of a person must be
15 repeated.

16 EXPLANATION

17 This bill amends Code section 237A.5, relating to personnel
18 in child care facilities, to allow the department of human
19 services to adopt rules to address the portability of criminal
20 and child abuse record checks of personnel in this state and
21 other states as well as dependent adult abuse, sex offender
22 registry, or other public or civil offense record checks in
23 this state and other states. The bill allows the department
24 of human services to adopt rules regarding the duration of the
25 validity of the record checks and the criteria for repeating
26 the record checks.